



ORIGINAL

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DOCKET FILE COPY ORIGINAL

July 3, 2002

RECEIVED

Via Hand Delivery

JUL - 3 2002

Ms. Marlene H. Dortch  
Federal Communications Commission  
Office of the Secretary  
445 Twelfth Street, SW  
Washington, DC 20554

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Re: CC Docket No.00-257, Notification Regarding Acquisition of Customers

Dear Ms. Dortch:

Cypress Communications, Inc. ("Cypress") hereby notifies the Commission, pursuant to 47 C.F.R. § 64.1120(e), of the impending transfer of the customer base and certain related assets of the shared tenant services business of WorldCom, Inc. ("WorldCom") to Cypress and its subsidiaries pursuant to an asset purchase agreement entered into by and among Cypress Communications, Inc., WorldCom, Inc., MCI WorldCom Communications, Inc., Intermedia Communications Inc., Shared Technologies Fairchild, Inc., and Shared Technologies Fairchild Telecom, Inc. The telecommunications services being provided to the customers being transferred include dedicated and non-dedicated, toll free, international, interstate, interLATA, intraLATA, and calling card services provided by WorldCom's subsidiaries, Access Network Services, Inc., Intermedia Communications, Inc., Intermedia Communications of Virginia, Inc., MCI WorldCom Communications, Inc., and MCI WorldCom Communications of Virginia, Inc. The parties anticipate that the transfer of the customer base will occur as each jurisdiction's regulatory requirements are met.

Cypress Communications, Inc. is incorporated in Delaware. MCI WorldCom Communications, Inc. is a subsidiary of WorldCom, Inc. and is incorporated in Delaware. Shared Technologies Fairchild, Inc. is a wholly owned subsidiary of Intermedia Communications Inc. and is incorporated in Delaware. Shared Technologies Fairchild Telecom, Inc. is a wholly owned subsidiary of Shared Technologies Fairchild, Inc. and is incorporated in Delaware.

Attached is a copy of the forms of the notice letters being sent to the affected subscriber base and a certification as required by 47 C.F.R. § 64.1120(e)(1) for each form of notice. As outlined in Appendix A, attached hereto, the separate forms of notice associated with this transaction reflect differences in (1) the service provider; (2) the notice periods required in the respective states; and (3) the date the notice was mailed to customers. Please include these notices and the attachments in the record of the above-referenced proceeding.

No. of Copies rec'd 0 + 2 + 1  
List ABCDE

Ms. Marlene H. Dortch

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An original and one (1) copy of this letter are submitted herewith, and we would appreciate it if you would please date stamp the enclosed extra copy of this letter and return it in the envelope provided.

Sincerely,

A handwritten signature in cursive script, appearing to read "Charles B. McNamee".

Charles B. McNamee  
Chief Executive Officer

## **Appendix A**

1. Access Network Services, Inc./ABN (30-day notice period) dated June 18, 2002
2. Intermedia Communications, Inc./ABN (30-day notice period) dated June 18, 2002
3. Intermedia Communications, Inc./ABN (60-day notice period) dated June 18, 2002
4. Intermedia Communications of Virginia, Inc./ABN (30-day notice period) dated June 18, 2002
5. MCI WorldCom Communications, Inc./STS (30-day notice period) dated June 18, 2002
6. MCI WorldCom Communications, Inc./STS (60-day notice period) dated June 18, 2002
7. MCI WorldCom Communications of Virginia, Inc./STS (30-day notice period) dated June 18, 2002
8. Intermedia Communications, Inc./ABN (30-day notice period) dated July 2, 2002
9. Intermedia Communications, Inc./ABN (60-day notice period) dated July 2, 2002
10. Intermedia Communications of Virginia, Inc. (30-day notice period) dated July 2, 2002
11. Intermedia Communications, Inc. (30-day notice period) dated July 2, 2002
12. Intermedia Communications, Inc. (60-day notice period) dated July 2, 2002



## CERTIFICATION OF COMPLIANCE

On behalf of Cypress Communications, Inc. and its affiliates (collectively, "Cypress"), with regard to Cypress' acquisition of the customer base and related assets of the shared tenant services businesses of MCI WorldCom Communications, Inc., WorldCom, Inc., Intermedia Communications Inc., Shared Technologies Fairchild, Inc., and Shared Technologies Fairchild Telecom, Inc., I hereby certify compliance with the requirements of 47 C.F.R. § 64.1120(e). This includes the provision of advanced subscriber notice, in accordance with 47 C.F.R. § 64.1120(e)(3), and the obligations specified in that notice.

A handwritten signature in black ink, appearing to read "Charles B. McNamee", written over a horizontal line.

Charles B. McNamee  
Chief Executive Officer  
Cypress Communications, Inc.



June 18, 2002

Re: Change of service provider; assignment of existing contracts

Dear Valued Customer:

As you may know, Cypress Communications, Inc. has entered into an asset purchase agreement with WorldCom to acquire the shared tenant services business at your location. Beginning on or after July 29, 2002, Cypress Communications, Inc., and its affiliate, Cypress Communications Operating Company, Inc. (collectively, "Cypress Communications"), will be providing the shared tenant and related telecommunications services that are currently being provided to you by Shared Technologies Fairchild Telecom (dba Intermedia Advanced Building Networks) and its related telecommunications services provider Access Network Services, Inc.

Cypress Communications is a leading provider of premium bundled telecommunications services to small and medium sized businesses located in multi tenant office buildings throughout the United States. The company offers customized, fully integrated *premium* service bundles that may include some combination of voice, high speed internet connectivity, email services, fully managed firewall services, web hosting, virtual private networks, feature rich digital desktop stations, local, long distance and toll free services, calling cards, audio and web conferencing and digital business television. (Additional information on Cypress Communications is available on our website at [www.cypresscom.net](http://www.cypresscom.net).)

As your new service provider, Cypress Communications will continue to provide you with the same local and long distance telephone services and other services you currently receive in accordance with the terms and conditions of your existing contract, and notice of future changes, if any, to those terms will be provided in accordance with your existing contracts and applicable law. This change in service providers has been filed with the FCC and state regulatory authorities, and will be virtually seamless for you, because Cypress Communications will utilize similar, if not the same, in-building facilities and support staff currently used to serve you. Please be assured that you will not incur any charges, including local telephone company carrier change charges, related to the transfer of your account to Cypress Communications, but any "freeze" you have placed on your existing telephone lines to prevent unauthorized transfer to another long distance carrier will be over-ridden for purposes of this transaction, and will need to be reinstated by you after the transfer is complete. While Cypress Communications hopes that you will choose to remain with it following the transfer and for many years to come, you do have the right to select another carrier for your services consistent with the terms of your existing contract. Any questions you may have regarding your current services can be addressed by calling the Shared Technologies Fairchild Telecom (dba Intermedia Advanced Building Networks) customer service department using your current toll-free number, 866-711-3207. You

June 18, 2002

Page 2

may also contact Cypress' customer service department to learn more about Cypress' services prior to the transfer by calling our toll-free number at 866-819-4098.

In addition, in connection with this change in service providers, your existing contract with WorldCom (or a WorldCom affiliate) is being assigned to Cypress Communications, Inc. Beginning on or after July 29, 2002, Cypress Communications will assume and enjoy all of the rights and responsibilities of WorldCom (or a WorldCom affiliate) under your existing contract for services and your relationship with WorldCom under that contract will be transferred to Cypress. Additional information will be provided relating to changes in billing addresses, technical support numbers, and other contract-related contact information. In the meantime, please continue to pay your invoices in the normal manner.

It has been the pleasure of WorldCom and their various subsidiaries to provide you with quality local, long distance and data communications services and we emphasize that you are a valued customer and will be treated as such by Cypress Communications, who looks forward to serving you and appreciates your business.

Sincerely,

Cypress Communications, Inc.  
WorldCom, Inc.

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Charles B. McNamee  
Chief Executive Officer  
Cypress Communications, Inc.



June 18, 2002

Re: Change of service provider; assignment of existing contracts

Dear Valued Customer:

As you may know, Cypress Communications, Inc. has entered into an asset purchase agreement with WorldCom to acquire the shared tenant services business at your location. Beginning on or after July 29, 2002, Cypress Communications, Inc., and its affiliate, Cypress Communications Operating Company, Inc. (collectively, "Cypress Communications"), will be providing the shared tenant and related telecommunications services that are currently being provided to you by Shared Technologies Fairchild Telecom (dba Intermedia Advanced Building Networks) and its related telecommunications services provider Intermedia Communications, Inc.

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As your new service provider, Cypress Communications will continue to provide you with the same local and long distance telephone services and other services you currently receive in accordance with the terms and conditions of your existing contract, and notice of future changes, if any, to those terms will be provided in accordance with your existing contracts and applicable law. This change in service providers has been filed with the FCC and state regulatory authorities, and will be virtually seamless for you, because Cypress Communications will utilize similar, if not the same, in-building facilities and support staff currently used to serve you. Please be assured that you will not incur any charges, including local telephone company carrier change charges, related to the transfer of your account to Cypress Communications, but any "freeze" you have placed on your existing telephone lines to prevent unauthorized transfer to another long distance carrier will be over-ridden for purposes of this transaction, and will need to be reinstated by you after the transfer is complete. While Cypress Communications hopes that you will choose to remain with it following the transfer and for many years to come, you do have the right to select another carrier for your services consistent with the terms of your existing contract. Any questions you may have regarding your current services can be addressed by calling the Shared Technologies Fairchild Telecom (dba Intermedia Advanced Building Networks) customer service department using your current toll-free number, 866-711-3207. You

June 18, 2002

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It has been the pleasure of WorldCom and their various subsidiaries to provide you with quality local, long distance and data communications services and we emphasize that you are a valued customer and will be treated as such by Cypress Communications, who looks forward to serving you and appreciates your business.

Sincerely,

Cypress Communications, Inc.  
WorldCom, Inc.



## CERTIFICATION OF COMPLIANCE

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Charles B. McNamee  
Chief Executive Officer  
Cypress Communications, Inc.



June 18, 2002

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It has been the pleasure of WorldCom and their various subsidiaries to provide you with quality local, long distance and data communications services and we emphasize that you are a valued customer and will be treated as such by Cypress Communications, who looks forward to serving you and appreciates your business.

Sincerely,

Cypress Communications, Inc.  
WorldCom, Inc.



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Charles B. McNamee  
Chief Executive Officer  
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June 18, 2002

Re: Change of service provider; assignment of existing contracts

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Networks) customer service department using your current toll-free number, 866-711-3207. You may also contact Cypress' customer service department to learn more about Cypress' services prior to the transfer by calling our toll-free number at 866-819-4098.

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Cypress Communications, Inc.  
WorldCom, Inc.



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June 18, 2002

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June 18, 2002

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department to learn more about Cypress' services prior to the transfer by calling our toll-free number at 866-819-4098.

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Sincerely,

Cypress Communications, Inc.  
WorldCom, Inc.



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Charles B. McNamee  
Chief Executive Officer  
Cypress Communications, Inc.